

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

PETER AGAPITO CHAVEZ,

Defendant.

Case No. [11-cr-00331-MMC-1](#)

**ORDER CONSTRUING LETTER
REQUEST AS MOTION UNDER FIRST
STEP ACT; REFERRING MOTION TO
FEDERAL PUBLIC DEFENDER**

Re: Dkt. No. 153


Before the Court is a letter, filed January 14, 2019, by defendant Peter Agapito Chavez ("Chavez"), in which Chavez requests appointment of counsel for the purpose of seeking relief, as "the laws have changed for . . . sentencing reform." (See Dkt. No. 153.)

The Court construes Chavez's filing as a motion for reduction of sentence under Section 404 of the First Step Act of 2018, Pub. L. No. 115-391, 132 Stat. 5194 (2018).

Accordingly, said filing is hereby REFERRED to the Federal Public Defender for the Northern District of California, for the purpose of determining whether Chavez may be eligible for relief under the First Step Act.

IT IS SO ORDERED.

Dated: February 22, 2019


MAXINE M. CHESNEY
United States District Judge